

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

JUXTACOMM TECHNOLOGIES, INC.,)
Plaintiff,)
vs.)
ASCENTIAL SOFTWARE) Civil Action No. 2:07-CV-00359-LED
CORPORATION et al.,)
Defendants.)
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JOINT MOTION FOR DISMISSAL

Pursuant to Fed. R. Civ. P. 41(a)(2) and (c), Plaintiff JuxtaComm Technologies, Inc. (“JuxtaComm”) and Defendants International Business Machines Corporation and Ascential Software Corporation (collectively, “IBM”) hereby move this Court to dismiss in their entirety and with prejudice JuxtaComm’s claims against IBM and IBM’s counterclaims against Juxtacomm, with each party to bear its own costs, expenses and attorneys fees.

AFB 10/20/09

DATED:

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